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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 JAY BURDETTE,

11 Plaintiff,

12 v.

13 TECH MAHINDRA (AMERICAS),  
14 INC.,

15 Defendant.

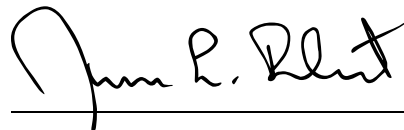
CASE NO. C16-1151JLR

ORDER STRIKING MOTION TO  
COMPEL

16 Before the court is Plaintiff Jay Burdette's motion to compel Defendant Tech  
17 Mahindra (Americas), Inc., to respond to certain interrogatories and requests for the  
18 production of documents. (Mot. (Dkt. # 38).) Mr. Burdette filed his motion without first  
19 requesting a conference with the court. (See Dkt.) The motion therefore contravenes the  
20 court's October 20, 2016, scheduling order. (See Sched. Order (Dkt. # 19) at 2 (citing  
21 Fed. R. Civ. P. 16(b)(3)(B)(v)) ("[P]ursuant to Federal Rule of Civil Procedure 16, the  
22 Court 'direct[s] that before moving for an order relating to discovery, the movant must

1 request a conference with the court' by notifying [the courtroom deputy] . . . ." (second  
2 alteration in original)); *see also* Fed. R. Civ. P. 16(b)(3)(B)(v) (permitting the court, in  
3 its scheduling order, to "direct that before moving for an order relating to discovery, the  
4 movant must request a conference with the court"). The court therefore STRIKES Mr.  
5 Burdette's motion to compel (Dkt. # 19) without prejudice to renewing the motion in a  
6 manner that comports with the court's scheduling order.<sup>1</sup>

7 Dated this 5th day of July, 2017.

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10 JAMES L. ROBART  
11 United States District Judge  
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20 <sup>1</sup> The court recognizes that Mr. Burdette filed his motion to compel on the last day  
21 permitted for such motions. (*See* Sched. Order at 1 ("All motions related to discovery must be  
22 filed by . . . June 30, 2017").) Accordingly, the court extends this deadline until Wednesday,  
July 12, 2017, to permit Mr. Burdette an opportunity to renew his motion in a manner that  
complies with the requirements set forth in the court's scheduling order. The court admonishes  
Mr. Burdette's counsel to carefully read and abide by the court's orders in the future.